



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I-NEW ENGLAND
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MASSACHUSETTS 02109-3912**

**NOTIFICATION OF FEDERAL ASSUMPTION OF RESPONSIBILITY
UNDER SECTION 311 OF THE CLEAN WATER ACT, 33 U.S.C. ' 1321**

August 23, 2013

Dear Mr. White:

On August 21, 2013, a representative of the Environmental Protection Agency ("EPA") informed Mr. Stephen White, that you are the owner, operator, or person in charge of the facility that is the source of a discharge or threat of discharge of oil in harmful quantities into a navigable water of the United States or adjoining shoreline as defined in Section 311 of the Clean Water Act ("CWA"), 33 U.S.C. ' 1321, as amended by the Oil Pollution Act ("OPA") of 1990, 33 U.S.C. ' 2701 et seq. The incident occurred on October 9, 2012 and involved the discharge of lubricating and waste oils to the Turkey Brook which leads to the Steele Brook which leads to Wattles Brook which leads to Lake Winnemaug. The discharge is a continued threat due to historical discharges at the facility which has caused oil to remain on top of the ground water, seeping out of the banks of Turkey Brook, producing a sheen on the water.

You are hereby given notice that your actions to remove the oil and/or mitigate its effects have been determined to be unsatisfactory by the EPA On-Scene Coordinator. Therefore, effective August 21, 2013 at 1100 hours local time, EPA has begun conducting response activities at the site under the authority of Section 311 of the CWA, as amended by the OPA of 1990, 33 U.S.C. ' 1321. Such activities will be undertaken in accordance with the criteria of the National Oil and Hazardous Substances Pollution Contingency Plan, 40 CFR ' 300, and applicable federal regulations.

Please be advised that under the CWA and the OPA of 1990, 33 U.S.C. ' 2701 et seq., the responsible party is liable for, among other things, removal costs and damages resulting from this incident.